

LATHAM & WATKINS^{LLP}

September 28, 2017

VIA FEDEX

Regional Freedom of Information Officer
U.S. EPA, Region 2
290 Broadway, 26th Floor
New York, NY 10007-1866

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Re: Freedom of Information Act Request - Riverside Industrial Park in
Newark, New Jersey

To Whom It May Concern:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, *et seq.*, I hereby request the following documents be made available for inspection and copying:

1. Any and all documents submitted to the United States Environmental Protection Agency ("USEPA") by any party or entity, including but not limited to, Tierra Solutions, Inc., Maxus Energy Corporation, Occidental Chemical Corporation, or Glenn Springs Holdings, Inc. concerning, referencing, or relating to any operable unit of the Diamond Alkali Superfund site that also relates to, concerns, or references the Riverside Industrial Park Superfund Site (more specifically the properties designated as Lots 1, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69 and 70 in Block 614 on the tax map of the City of Newark, New Jersey) (collectively, the "Riverside Site"). This request specifically includes, but is not limited to, the following documents: (i) any submission to USEPA concerning, referencing, or relating to the alleged release or discharge of any hazardous substances from the Riverside Site to the Passaic River; (ii) any submission to USEPA concerning, referencing, or relating to any alleged source of dioxins/furans (including 2,3,7,8-tetrachlorodibenzo-p-dioxin), polychlorinated biphenyls, dichlorodiphenyltrichloroethane, dichlorodiphenyldichloroethane, dichlorodiphenyldichloroethylene, copper, mercury, dieldrin, polycyclic aromatic hydrocarbons, or lead at the Riverside Site; and (iii) any submission to USEPA concerning or referencing any proposed allocation of response costs, if any, associated with the Riverside Site.
2. Any and all documents submitted to USEPA by any party or entity, including but not limited to, Tierra Solutions, Inc., Maxus Energy Corporation, Occidental Chemical Corporation, or Glenn Springs Holdings, Inc. concerning, referencing, or relating to

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any operable unit of the Diamond Alkali Superfund site that also relates to, concerns, or references PPG Industries, Inc. ("PPG").

3. Any and all documents relating to, concerning, or referencing the Riverside Site that also relate to, concern, or reference any of the following:
 - a. Frey Industries or Jobar Packaging (collectively, "Frey/Jobar") or any entities that did business with, or entered into agreements with, Frey/Jobar;
 - b. Those entities that received USEPA's April 8, 2011 request for information pursuant to Section 104 of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA") (attached as Exhibit A), namely Ashland Inc., BASF Corporation, Baron-Blakeslee (now part of Honeywell), BP North America (formerly known as ARCO), Chemtura Corporation (formerly known as Sherex/Witco), Dow Chemical, General Electric, Hoffmann-LaRoche Inc, Mobay Chemical Corporation, Monsanto Company, Olin Corp., and Union Carbide Corp. This request specifically includes any Section 104 responses received by USEPA from these entities;
 - c. Those entities that are listed in a New Jersey Department of Environmental Protection memorandum from Thomas Sherman, Chief, Bureau of Hazardous Waste Engineering to Yacoub Yacoub, Chief, Bureau of Metro Enforcement, dated March 8, 1991 (attached as Exhibit B), namely Arco Chemical Co., Ashland Chemical Co., BASF Corporation, Berol Chemicals, Inc., Calgon Corporation, Degussa Corporation, Drew Chemical Corporation, FMC Corporation, GAF Corporation, General Electric, Haarmann & Reimer, Hoechst Celanese, Huls America, Inc., ICI America, Koppers Company, Lonza, Inc., Mitsubishi Int'l, Mobay Corporation, Monsanto Chemical Co., Olin Corporation, Sherex Chemical Co., Sybron Chemicals Inc., and Union Carbide Corp.;
 - d. Those entities that owned or operated, or currently own or operate, a portion of the Riverside Site, including but not limited to, Frey/Jobar, Roto-Broil of America Inc., Universal International Industries, 57 Maple Avenue Corp., Merit Enterprises, the City of Newark, ABERCO, Inc., Aceto Corporation, Acupak, Inc., Allstate Vacuum Truck LLC, Ardmore Inc., C&C Biofuels LLC, Chemical Compounds, Inc., Ceclor Associates LLC, Federal Autocat Recycling, Federal Refining Company, Gloss Tex Industries, HABA International, Inc., Industrial Tank Maintenance Inc., Roloc Film Processing, Samax Enterprises, and SBS Chemical Company;
 - e. Industrial Site Recovery Act case numbers E20080157, E98132, N983349, E88484, E89257, E20000550, E20110199, E88483, and E92104.

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This firm agrees to pay any reasonable fees and costs incurred for locating documents for review, in addition to any subsequent costs for duplication. However, before copying the requested documents, please let me know if the documents can be made available for inspection and kindly provide me with an estimate of the volume of documents to be copied.

If you have any questions regarding this request, please do not hesitate to contact me at (212) 906-2956.

Sincerely,

A handwritten signature in black ink, appearing to read 'Thomas C. Pearce', with a stylized, flowing script.

Thomas C. Pearce
of LATHAM & WATKINS LLP